G. R. S. IX-5]

Previous references.

File No. 70-19

1919-20

(C. B.)

Serial Nos. 1

Later references.

C.S. 53-34-L

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1

Part B for January 1920.

SUBJECT. Rules as to Nomination of a non-official Member of the Legislative Council to the State Council

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GENERAL AND REVENUE SECRETARIAT.

(CB)

NOTES.

File No. 70-19

FILE HEADING.

Representative Assembly subjects

~~From~~

Subject No. 49 of the April Session of 1919

No.	Dated	Received
Diary No. 460	Enclos. Spare Copies.	Serial No. 1

BRIEF ABSTRACT ~~OF LETTER~~.

Nomination of a non official member of the Legislative Council to the State Council -

NOTES AND ORDERS.

Subject No. 20 of the October Session, 1919

A member from the Representative Assembly may be taken to the Executive Council -

Typed

NOTES—First Sheet.

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G. R. S. III-2]

General and Revenue Secretariat.

C 3 File No. 70 of 1919

Serial No.	
Put up a bracket copy 7	Typed copies of the discussions in the Representative Assembly Meetings relating to the subjects are put up.
	2) Subd with a D.S.N
	HOM 9/1/1920
	3) Dewan
	4)

DEWAN'S OFFICE.
Recd. on JAN 15 1920
Reg. No. 4702

16-1-20

NOTE—Contn. sheet.

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SUBJECT No. 49.

Nomination of a non-official member of the Legislative Council to the State Council.

Messrs. C. Subba Rao, Shimoga District Board, and A. Ananthiah, Nagar Sabha.

Mr. C. Subba Rao said that there should be a non-official member on the Executive Council. Non-officials have been appointed Sub-Judges and Chief Court Judges. Similar appointments should be made to the Executive Council. This was the next step. If this could not be now, it may be four years hence. Last year a proposal that a member of the Representative Assembly should be nominated to the Executive Council was sent to Government. But Government did not give a reply that could satisfy them. If it was not possible to take a member from the Representative Assembly to the Council a member from the Legislative Council might at least be taken. Government should give attention to this proposition.

Dewan.—I wish to ask the members one question. The Legislative Council is a place where the non-official

members should be frank and independent in their criticism of Government. If appointment is to be made from the Legislative Council to the Executive Council is it in the interests of frankness and independence of criticism on the part of members? The general question apart, is this sound policy?

Mr. Subba Rao.—The principle that in the interest of frankness and independence such appointment should not be made is generally correct, but in British India Judges of High Courts have sometimes been taken to the Executive Council in spite of it, and no great harm has come. I propose appointment from the Legislative Council simply because Government said last year that no appointment can be made from the Representative Assembly.

Mr. M. Subbiah.—The most important institution in the State is the Representative Assembly. The Executive Council is only to execute the policy approved by His Highness. We may therefore ask for more powers to the Representative Assembly than ask for these favours. Besides, non-official members in the service of Government change their opinions. There is no use therefore of a member being on the Executive Council. He would not represent the people. The Government with or without a non-official member is always the same. We do not want this privilege. We would rather have more powers for the Assembly.

Mr. Abbas Khan.—The non-official may be an honorary member of the Executive Council. Only those who can do honorary work should be taken. The power of electing the member may be given to the Representative Assembly.

Dewan.—This is an effective reply to my question.

Mr. Krishna Sastri.—A non-official should be on the Executive Council. The member should be elected from the Representative Assembly and not from the Legislative Council. A beginning was made in 1889 when there was an Advisory Council during the time of Messrs. Chentsal Rao and Krishna Rao, etc. A capable member from the Representative Assembly should be elected.

Dewan.—The suggestion, as it stands, is not practicable. The general feeling, however, I will submit to His Highness.

4GB. 16 (5)

2nd Session of the Representative Assembly.
Held in April 19.

Subject. - Nomination of a non-official member of the Legislative Council to the State Council.
(No 49)

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Dewan - This is an effective reply to my question.

Mr.Krishna Sastri. - A non-official should be on the Executive Council. The member should be elected from the Representative Assembly and not from the Legislative Council. A beginning was made in 1889 when there was an Advisory Council during the time of Messrs. Chentsal Rao and Krishna Rao, etc. A capable member from the Representative Assembly should be elected.

Dewan. -- The suggestion, as it stands, is not practicable. The general feeling, however, I will submit to His Highness.

Subject. - {A member from the Representative Assembly may be taken to the Executive Council. (October Session, 1919)

No. 20

Mr. Krishna Sastri.- For the State Council, a member from either the Representative Assembly or from any other body appointed by the Assembly should be appointed. In British Indian Provinces, a member is always taken from among non-officials. A similar concession may be allowed in our State.

Mr. Basaviah:- I am opposed to giving this Assembly the right of electing a member to the Executive Council. The appointment is a royal prerogative.

Mr. Subbiah. - We have first to find out how many people there are in Mysore who would work in the public interests without any expectation of remuneration. In British India, the case is different. There are millionaires who take an active part in public questions and are ever ready to take an active part in the administration if a chance is given them, without the least idea of a monetary reward. In regard to the appointment of a non-official member to the Executive Council in Mysore, I think, that as we are, we are free to criticise the actions of Govt. and lay our complaints before them. But, if one of us gets into the Council, he will be a

veritable enemy to our interests and we shall be cutting the ground from or under (our) own feet as we shall be told that our own representative in the Government is against our views on important questions.

There is no doubt that the powers of the Assembly should be enhanced in many directions, but the privilege of lending a member to the State Council is not one of them.

Dewan. -- I shall submit these views for the gracious consideration of His Highness the Maharaja.

(9

Submitted to His Highness.

5) I beg to submit herewith, for His Highness' gracious perusal, copies of summary of discussions and Dewan's reply thereto on the following subjects of the Representative Assembly:-

(1) Nomination of a non-official member of the Legislative Council to the State Council.

(No. 49 of the April Session, 1919.)

(2) A member from the Representative Assembly may be taken to the Executive Council.

(No. 20 of the October Session, 1919.)

16th Jan. 1920

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(10)

Record of Cases submitted for the Orders of His Highness the Maharaja.

Subject.

Summary of discussions with Dewan's reply on certain subjects of the Representative Assembly.

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6) *Order.*

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8) Sub To members of Council for perusal.

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SUPPLEMENTAL LIST OF REPRESENTATIVE ASSEMBLY SUBJECTS.

October Session, 1919.

FINANCIAL.

Subject No. 1.

Revival of transactions in Taluk Treasuries at District headquarters.

Mr. B. Suryanarayana Rao, Hassan Taluk and Mr. B. Alasingrachar, Hassan Municipality.

Summary of Representation.

Orders may be issued for the revival of transactions in Taluk Treasuries at District headquarters.

Existing order or practice relating to the subject—

Subject No. 5 of April Session, 1919.

Supplemental Subjects—*contd.*

Land Revenue.

Subject No. 2.

Change of Sub-Taluks to Taluks.

Mr. Soorappa *alias* Surya-narayana Rao, Tumkur Taluk.

Existing order or practice relating to the subject—

Summary of Representation.

In converting all Sub-Taluks into Taluks, the villages that belonged to them may be attached to the nearest taluk.

Supplemental Subjects—*contd.*

Land Revenue.

Subject No. 3.

Refund of amounts in Revenue Sales.

Mr. C. Channakesaviah, Chitaldrug Taluk.

Existing order or practice relating to the subject—

Summary of Representation.

As soon as sales for arrears of revenue are cancelled, the sale amount may be returned to the purchaser and a notice issued to him to this effect.

Supplemental Subjects—*contd.*

EXCISE.

Subject No. 4.	Summary of Representation.
Excise Revenue in Municipalities. Messrs. Akal, Narayanappa, Chikballapur Municipality, and H. Krishna Sastry, Krishnarajpete Taluk.	Excise revenue (surcharges) realised within the limits of Municipalities should be credited to the respective Municipalities.
Existing order or practice relating to the subject—	*Vide* reply to Subject No. 34 of October 1917, stating that this is not possible.

Supplemental Subjects—*contd.*

FOREST.

Subject No. 5.	Summary of Representation.
Removal of minor forest produce from occupied lands.	(*a*) The existing rules in the matter of the removal of minor forest produce from occupied lands should be modified.
Messrs. (*a*) Malali Venkataramiah, Manjarabad Taluk and (*b*) Chikka Channananjappa Chetty, Bowringpet Municipality.	(*b*) Sandal, *Tangadi*, *Rŷali* and others should be grown in Forests, and the State revenue increased thereby.
Existing order or practice relating to the subject—	

Supplemental Subjects—*contd.*

Revenue Survey and Settlement.

Subject No. 6.	Summary of Representation.
Canals and *hallas* to be shown in Survey Maps. Mr. D. S. Hanumantha Rao, Devanhalli Taluk.	Canals and *hallas* that have been formed since the original settlement may be shown in the village maps of the present Re-Survey and Settlement.
Existing order or practice relating to the subject—	Subject No. 45 of April 1918.

Supplemental Subjects—*contd.*

LEGISLATION.

Subject No. 7.	Summary of Representation.
Votes for the election to the Legislative Council. Mr. Karnick Krishnamurti Rao, Magadi Taluk. Existing order or practice relating to the subject—	Votes given to the Legislative Council by Municipalities Taluk Boards and Assembly members may be considered as individual votes and not as collective votes.

Supplemental Subjects—*contd.*

LEGISLATION.

Subject No. 8.

Exemption from the operation of Arms Regulation.

Mr. D. Nanjegowda, Manjarabad Taluk.

Existing order or practice relating to the subject—

Summary of Representation:

Exemptions, as in Coorg, from taking out licenses for fire-arms, may be granted to big landholders, at least for a short period to enable them to protect their crops from being destroyed by wild animals.

Supplemental Subjects—*contd.*

JUDICIAL.

Subject No. 9.

Local Service and Pleaders' Examinations.

Mr. S. Seetharama Iya, Shimoga Taluk.

Existing order or practice relating to the subject—

Summary of Representation.

Local Service and Pleadership Examinations should be held twice a year.

Supplemental Subjects—*contd.*

JUDICIAL.

Subject No. 10.	Summary of Representation.
Use of Kannada Language in Civil and Criminal Courts. Messrs. Soorappa *alias* Suryanarayana Rao, Tumkur Taluk and Hutchaveere Gowda, Gubbi Taluk. Existing order or practice relating to the subject—	All the proceedings and statements of Civil and Criminal Courts may be in Kannada.

Supplemental Subjects—*contd.*

PRISONS.

Subject No. 11.

(1) Subsistence allowance to under-trial prisoners.
(2) Police Jamadars in big villages.

Messrs. (1) G. Venkataramana Gowda, Kankanhalli Municipality and (2) Ramanna, Tumkur Taluk.

Existing order or practice relating to the subject—

Summary of Representation:

(1). The rate of subsistence allowance to under-trial prisoners should be increased.
(2) A Police Jamadar should be posted to Police Stations located in villages containing 2,000 inhabitants.

Supplemental Subjects—*contd.*

EDUCATION.

Subject No. 12.	Summary of Representation.
Grants to High School Hostels.	Grants to High School Hostels should be continued as before, and not abolished.
Messrs. H. Krishnasastry, Krishnarajpete Taluk, and C. Chennakesavaiya, Chitaldrug Taluk.	
Existing order or practice relating to the subject—	

Supplemental Subjects—*contd.*

EDUCATION.

Subject No. 13.	Summary of Representation.
Text books in Schools.	Text Books of Schools may not be frequently changed and slates may be substituted for exercise books as far as possible.
Messrs. Dasappa, Mugur Municipality and Karnik Krishnamurti Rao, Magadi Taluk.	
Existing order or practice relating to the subject—	*Vide* Subject No. 111 of April 1919 and reply thereon, that changes of text books would be minimised as far as possible.

Supplemental Subjects—*contd.*

Industries and Commerce.

Subject No. 14.	Summary of Representation.
Inspection of Weights and Measures. Messrs. Ramappa and Bhaskarappa, Srinivaspur Taluk. Existing order or practice relating to the subject—	A definite rule may be passed making it obligatory on all traders to have their measures got checked with Government measures in Taluk Offices. in the month of January each year, and the measures so checked may be issued with a Government stamp. This practice is in vogue in the Madras Presidency.

Supplemental Subjects—*contd.*

INDUSTRIES AND COMMERCE.:

Subject No. 15.	Summary of Representation.
Weights and Measures. Mr. Setra Kotturayya *alias* Payanna, Jagalur Taluk. Existing order or practice relating to the subject—	A uniform maund of 48 seers may be introduced throughout the State.

Supplemental Subjects—*contd.*

INDUSTRIES AND COMMERCE.

Subject No. 16.

Agency in England.

Messrs. A. Ananthayya, Shimoga Taluk; H. Krishna Sastry, Krishnarajpete Taluk and C. Subba Rao, Shimoga Municipality.

Existing order or practice relating to the subject—

Summary of Representation.

It is understood that a commission agent is appointed in England to purchase machinery and other things required by the Government of Mysore. This arrangement is beneficial neither to the Government nor to the public and may be cancelled and the work entrusted to the Mysore Chamber of Commerce.

Supplemental Subjects—*contd.*

PUBLIC WORKS.

Subject No. 17.

Supervision over Tanks.

Messrs. Lokasevaniratha Amble Anniah Pandit, Mysore City Municipality and H. Krishna Sastry, Krishnarajpete Taluk.

Existing order or practice relating to the subject—

Summary of Representation.

The power of distributing water from channels and tanks may be entrusted to the Public Works Department, instead of the Revenue Department as at present.

Supplemental Subjects—*contd.*

SELF-GOVERNMENT.

Subject No. 18.	Summary of Representation.
Election of Presidents and Vice-Presidents of Local Boards and Municipalities. Mr. Shama Sastri, Maddagiri Municipality.	Orders may be passed that Government servants should not stand for election as Presidents and Vice-Presidents of Taluk Boards and Municipal Councils.
Existing order or practice relating to the subject—	

MISCELLANEOUS.

Subject No. 20.	Summary of Representation.
Executive Council. Messrs. C. Subba Rao, Shimoga Municipality; H. Krishna Sastri, Krishnarajpete Taluk and H. Krishna Rao, Koppa Taluk.	A member from the Representative Assembly may be taken to the Executive Council.

Existing order or practice relating to the subject—

Mr. Krishnasastri :— For the State Council, a member from either the Rep. Assembly or from any other body appointed by the Assembly should be appointed. In British Indian Provinces; a member is always taken from among non-officials. A similar Concession may be allowed in our State.

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Mr. Subbiah :— We have first to find out how many people there are in Mysore who would work in the public interests without any expectation of remuneration. In British India, the case is different. There are millionaires who take an active part in public questions and are ever ready to take an active part in the administration if a chance is given them, without the least idea of a monitary reward.

Supplemental Subjects—*contd.*

MISCELLANEOUS.

Subject No. 21.	Summary of Representation.
Appointment of Probationers. Messrs. A. Ananthaiya, Shimoga Taluk and H. Krishnasastry, Krishnarajpete Taluk.	If there are competent men in districts other than Bangalore and Mysore, they may be appointed as Probationers.
Existing order or practice relating to the subject—	Subject No. 147 of April, 1919. *Reply of Government.*—Nomination cannot be made by districts. Deserving men are chosen, no matter from what district.

In regard to the Appointment of a Non-official Member to the Executive Council in Mysore I think, that as we are free to we are free to Criticise the actions of Government and lay our Complaints before them. But, if one of us get into the Council, he will be a Veritable enemy to our interests and we shall be cutting the ground from our under our feet as we should be told that our own representative in the Council is against our views on important questions.

There is no doubt that the powers of the Assembly should be enhanced in many directions, but the privilege of sending a Member to the State Council is not one of them.

Lastly:- I shall submit these views for the gracious consideration of His Highness the Maharaja.

Supplemental Subjects—*contd.*

MISCELLANEOUS.

Subject No. 23.	Summary of Representation.
(1) Constitution of the Representative Assembly. Messrs. Ramanujaiengar, Bar Association, Mysore and H. Krishnasastry, Krishnarajpete Taluk. Existing order or practice relating to the subject—	Rules regarding the constitution of the Representative Assembly may be amended and greater facilities may be granted to the Representative Home.

Supplemental Subjects—*contd.*

MISCELLANEOUS—*contd.*

Subject No. 24.

Quorum for election of members from Municipalities and Associations.

Messrs. Subraya Chetty, Bowringpet Taluk; H. Krishna Rao, Koppa Taluk and H. Krishna Sastry, Krishnarajpete Taluk.

Existing order or practice relating to the subject—

Summary of Representation.

The existing rules fixing the quorum at meetings for the election of the members to the Representative Assembly from recognised associations may be modified.

Supplemental Subjects—*concld.*

MISCELLANEOUS.

Subject No. 25.	Summary of Representation.
Election of Representative Assembly Members from Municipalities. Messrs. Nagappachar and K. T. Seshayya, Belur Taluk; Malali Venkataramaiya, Manjarabad Taluk and Lakshmikantabhattar, Nanjangud Taluk.	The privilege of electing Members to the Representative Assembly may be given to all Municipalities.
Existing order or practice relating to the subject—	Subject No. 148 of April 1919: Government Order dated 20th June 1919, giving the privilege to 31 more members to Municipalities.